



U.S. Department  
of Transportation

**National Highway  
Traffic Safety  
Administration**

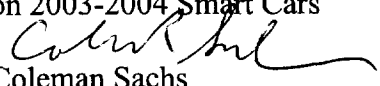
DEPARTMENT OF TRANSPORTATION  
OFFICE OF VEHICLE SAFETY  
2003 JUL 15 AM 11:09

# Memorandum

NHTSA-2003-15428-5

Subject: Request to Place Document in the Docket  
Regarding Import Eligibility Decision  
on 2003-2004 Smart Cars

Date: **July 15, 2003**

From:   
Coleman Sachs  
Office of Vehicle Safety Compliance

Reply to  
Attn of:

To: Docket Management

Please place the attached document requesting an extension of the comment period on the petition for NHTSA to decide that nonconforming 2003-2004 Micro Car Company Smart Passion (glass top and convertible) passenger cars are eligible for importation in Docket No. NHTSA-2003-15428.

Attachment

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## Coleman Sachs

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**From:** JMFoster@HHLAW.com [hubsntp.gwhub."JMFoster@HHLAW.com"] on behalf of hubsntp.gwhub."JMFoster@HHLAW.com"  
**Sent:** Tuesday, July 15, 2003 1:10 PM  
**To:** Coleman Sachs  
**Subject:** Docket No. NHTSA-2003-15428

Dear Mr. Sachs,

I am writing on behalf of my client, Mercedes-Benz USA L.L.C., to request a 10 day extension of the period to comment on your "Notice of Receipt of Petition for Decision that Nonconforming 2003-2004 Micro Car Company Smart Passion (Glass Top and Convertible) Passenger Cars are Eligible for Importation" (68 Fed. Reg. 37040, June 20, 2003). We would like to extend the deadline for comment from July 21, 2003 until July 31, 2003. The basis for this request is that, upon reviewing the record to determine if sufficient engineering data had been submitted to enable NHTSA to make a determination whether the proposed vehicle is eligible for importation, we found no such data; as a result, we need additional time to prepare the analytical data we believe is necessary for the agency to make an informed and rational decision regarding the petition. Thank you for your consideration of this request. If you have any questions, please call me at 202/637-5693.

Sincerely,  
Jody M. Foster  
Hogan & Hartson L.L.P.

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